

AGENDA

Special Board Meeting

Thursday, July 16, 2020, 6:30 pm

Conference Call

Mission: Disciples of Christ, nurturing mind, body, and soul to the fullness of life.

Vision: Changing the world through Catholic education.

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OPENING PRAYER

O ALMIGHTY GOD
OUR FATHER IN HEAVEN
FROM WHOM ALL GOODNESS AND TRUTH ON
EARTH HAVE COME FORTH
GRANT TO US –
THE CATHOLIC COMMUNITY GATHERED AT THIS MEETING
THE VISION TO RECOGNIZE
AND THE VIGOR TO ESPOUSE
SOUND PRINCIPLES OF EDUCATIONAL THEORY
AND PRACTICE IN A SPIRIT OF BALANCED
JUDGEMENT
AND WITH PROPER PERSPECTIVE
GIVE US ALSO THE COURAGE
TO TURN AT ALL TIMES
ONTO THE PATH OF HIGHER GOODNESS
IN OUR DELIBERATIONS
ADMINISTRATIVE DECISIONS
AND COURSES OF ACTION



MINUTES

Special Board Meeting

**Tuesday, July 7, 2020 7:00 p.m.
Conference Call**

Trustees:	Sharon Hobin Thomas Thomas Brea Corbet Darryl D'Souza Anna da Silva Luz del Rosario Frank Di Cosola Bruno Iannicca Mario Pascucci Stefano Pascucci Sheanne Jesudhason	Chair Vice Chair Trustee Trustee Trustee Trustee Trustee Trustee Trustee Trustee Student Trustee
Regrets:	Shawn Xaviour	Trustee
Non-Voting Attendees:	Marianne Mazzorato, Ed.D.	Director of Education, Secretary to the Board
	David Amaral Daniel Del Bianco Julie Cherepacha Wayne Brunton Deborah Finegan-Downey Silvana Gos Brian Hester Martine Lewis Cairine MacDonald Carmel Murphy Tammy-Lynne Peel Les Storey Stephanie Strong Mathew Thomas Max Vecchiarino Margaret Beck Richard Smith	Associate Director, Instructional Services Associate Director, Corporate Services Executive Superintendent, Finance, Chief Financial Officer and Treasurer Superintendent, Family of Schools Superintendent, Special Education Learning Services Superintendent, Family of Schools Superintendent, Financial Services Superintendent, Family of Schools Superintendent, Family of Schools Superintendent, Program and Learning Services Superintendent, Family of Schools Superintendent, Family of Schools Superintendent, Human Resources and Employee Relations Superintendent, Planning and Operations Superintendent, Policy, Strategy and Global Learning Counsel Chief Information Officer
Recorder:	Cindy Child	

A. Routine Matters

1. Call to Order and Attendance
Chair Sharon Hobin called the meeting to order at 7:00 p.m.
2. Acknowledgement of First Nations Sacred Territory
Chair Sharon Hobin acknowledged the sacred territory of the Mississaugas of the Credit First Nation.
3. Opening Prayer
Chair Sharon Hobin led the Opening Prayer.
4. Approval of Agenda

Motion 170 (20-07-07)

Moved by Brea Corbet

Seconded by Darryl D'Souza

THAT THE AGENDA BE APPROVED.

CARRIED

- a. Approval of Calendar Items – Nil

5. Declaration of Interest

The following trustees declared an interest in agenda items M. e. 1.

1. *Trustee Sharon Hobin —family members belong to OECTA*
2. *Trustee Mario Pascucci—family member belongs to OECTA*
3. *Trustee Bruno Iannicca—family members belong to OECTA and CUPE 2026*
4. *Trustee Stefano Pascucci—family member belongs to OECTA*

Motion 171 (20-07-07)

Moved by Thomas Thomas

Seconded by Bruno Iannicca

THAT THE DECLARED INTEREST ITEMS BE MOVED TO AGENDA ITEM M. I.

CARRIED

6. Approval of Minutes - Nil

- a. Business Arising from the Minutes - Nil

B. Pastor's Remarks - Nil

C. Awards and Presentation - Nil

D. Delegations - Nil

E. Updates/Information/Reports from Trustees for Receipt

1. Regular Reports - Nil

2. Ontario Catholic School Trustees' Association Report

a. OCSTA July 2020 Verbal Report - Trustee Luz del Rosario

Trustee Luz del Rosario gave a verbal report, *OCSTA July 2020* and shared a video, *OCSTA 90th Anniversary - Together In Faith*.

The video is available on YouTube <https://youtu.be/2VqcuKeXyAU>

Trustee Mario Pascucci thanked Trustee Luz del Rosario for her report and expressed gratitude to OCSTA for producing this video on trustee advocacy for Catholic education.

Motion 172 (20-07-07)

Moved by Stefano Pascucci

Seconded by Frank Di Cosola

THAT THE VERBAL REPORT, OCSTA JULY 2020, BE RECEIVED.

CARRIED

3. Good News Items

Trustee Brea Corbet

Trustee - Mississauga, Wards 9 and 10

DPCDSB recently announced its Top Ontario Scholars for 2019-20. Congratulations to the three students Abigail, Abhinav and Marissa on their academic success. I am proud that Abigail represents our top Ontario Scholar in Mississauga North from Our Lady of Mount Carmel Catholic Secondary School from Ward 10. She scored a perfect average of 100% and is enrolled in Economics.

Trustee Sharon Hobin expressed best wishes on behalf of the Board of Trustees, to all graduating students and congratulations to the Top Scholars.

F. Updates/Information/Reports from Committees for Receipt - Nil

G. Updates/Information/Reports from Administration for Receipt

1. Letter of Retirement - S. Antonutti, Principal

Director Mazzorato shared highlights from Principal Sandra Antonutti's 28-year career as an educator. Sandra joined DPCDSB after four years at TCDSB Regina Pacis Catholic Secondary School. Sandra has always had a passion for special education. She started with DPCDSB in 1996 at St. Helen in special education. She then moved from elementary to secondary as Department Head at St. Francis Xavier Catholic Secondary School. In 2008 she joined Loyola CSS as Vice Principal. Sandra was Principal at Father Michael Goetz CSS and most recently was Principal at St. Paul CSS.

Sandra has shared her skills and enthusiasm on a variety of committees, including Family of School Special Education Committee and on Board Committees: ICT Governance, Responsive Classroom and the Sanctuary Intake Committee.

Sandra's unwavering commitment to students, her positive outlook and strong faith will be greatly missed at DPCDSB. We wish her blessings on her retirement journey.

Trustee Bruno Iannicca thanked Sandra for her time spent serving three trustees as Principal of Father Michael Goetz Catholic Secondary School.

Motion 173 (20-07-07)

Moved by Mario Pascucci

Seconded by Luz del Rosario

THAT THE LETTER OF RETIREMENT FROM S. ANTONUTTI, PRINCIPAL, BE RECEIVED WITH REGRET.

CARRIED

H. Trustee/Committee/Administration Reports Requiring Action

1. Revised 2020-2021 School Year Calendar - Superintendent Peel

Superintendent Peel summarized the report.

Motion 174 (20-07-07)

Moved by Darryl D'Souza

Seconded by Thomas Thomas

THAT THE REPORT, REVISED 2020-2021 SCHOOL YEAR CALENDAR, BE RECEIVED.

CARRIED

Motion 175 (20-07-07)

Moved by Anna da Silva

Seconded by Luz del Rosario

THAT THE REVISED 2020-2021 SCHOOL YEAR CALENDAR BE APPROVED FOR SUBMISSION TO THE MINISTRY OF EDUCATION.

CARRIED

I. Notices of Motion - Nil

J. Additional Business - Nil

K. Questions Asked of, and by, Board Trustees

In response to trustees' concerns, Director Mazzorato provided that as per procedure staff endeavor to have the complete agenda delivered to trustees by Friday before a scheduled meeting. There are extenuating circumstances whereby reports are not complete at such time.

Chair Sharon Hobin agreed that streamlined agendas and communications are the objective that staff endeavor to meet.

L. Declared Interest Items – Nil

M. In Camera Session

Motion 176 (20-07-07)

Moved by Anna da Silva

Seconded by Darryl D'Souza

THAT THE BOARD OF TRUSTEES MEETING BE ADJOURNED AND THE TRUSTEES IMMEDIATELY CONVENE AN IN CAMERA MEETING OF THE COMMITTEE OF THE WHOLE.

CARRIED

N. Rise and Report

Administrative Appointments and Contract Negotiations.

Motion 177 (20-07-07)

Moved by Frank Di Cosola

Seconded by Darryl D'Souza

THAT THE BOARD OF TRUSTEES RECEIVE THE CONFIDENTIAL REPORT OF THE COMMITTEE OF THE WHOLE IN CAMERA WITH REFERENCE TO ADMINISTRATIVE APPOINTMENTS AND CONTRACT NEGOTIATIONS AND RECOMMEND ADOPTION OF THE RECOMMENDATIONS SET OUT THEREIN.

CARRIED

O. Future Meetings - Nil

P. Adjournment

Motion 178 (20-07-07)

Moved by Brea Corbet

Seconded by Darryl D'Souza

THAT THE MEETING BE ADJOURNED AT 7:58 P.M.

CARRIED

Special Board Meeting
July 16, 2020
<i>PROVIDING INPUT TO THE ONTARIO CATHOLIC SCHOOL TRUSTEES' ASSOCIATION (OCSTA) REGARDING BILL 197</i>
Multi Year Strategic Plan Values: Believe, Excel, Respect, Thrive and Trust

"...and what does the Lord require of you but to do justice, and to love kindness, and to walk humbly with your God?" Micah 6:8

BACKGROUND

On July 8, 2020, Bill 197, *An Act to amend various statutes in response to COVID-19 and to enact, amend and repeal various statutes* (Bill 197), received its first reading in the Ontario Legislature. The Ontario Catholic School Trustees' Association (OCSTA) has invited all Catholic Trustees to provide input to inform an OCSTA response to the proposed changes affecting education and school board governance. This report provides background information to assist the Board of Trustees in formulating a response to OCSTA and includes, in Appendix A to this report, a draft letter to OCSTA for Trustees' consideration.

DISCUSSION

Although the proposed Bill 197 is very comprehensive and includes several changes, there are three sections that may have the greatest impact on the Dufferin-Peel Catholic District School Board (DPCDSB): Director of Education qualifications, Student discipline, and Online learning.

The following is a high-level summary of these relevant parts of Bill 197. The legislative references regarding Director of Education qualifications and Student Discipline are found in Appendix B to this report.

1. Director of Education Qualifications

Currently, the *Education Act*, R.S.O. 1990, c. E.2 (*Education Act*) requires that the Director of Education be a supervisory officer who is a qualified teacher. Bill 197 proposes that the Director of Education would no longer have to meet those requirements.

In determining the long-term impact of this proposed change, the following should be considered:

- a. Whether the Government will impose new qualification requirements for Directors, and if so, when. Until then, school boards need direction on how Boards of Trustees who are or will be in the recruitment process are to determine if an individual is qualified to be a Director of Education.
- b. Whether there will be consultation with school boards prior to any new qualification requirements being imposed.

- c. What the impact may be on the school community and the board at large when decision making at the executive level lies with an individual who is not a qualified teacher, especially on matters such as setting direction as related to pedagogy, Teacher Performance Appraisals and progressive discipline of students.
- d. What the right balance is between educational and business acumen as a quality of a Director of Education.

DPCDSB complies with the current requirements of the *Education Act*. As a large school board, DPCDSB has ensured that its senior management includes representation from individuals with specific expertise in areas that fall under Instructional services, Corporate Services and Financial Services. Representation of these areas of expertise at the Executive Council level ensures that all stakeholders within the DPCDSB are represented and that the Director of Education is supported and informed in decision-making processes. This has created the right balance amongst instructional, corporate and financial matters and strengthens the decision-making process leading to results that consider the needs of all areas of the system and school community.

Not only does DPCDSB's executive structure represent all instructional, corporate and financial matters in general, but the entire senior management team is comprised of individuals with areas of expertise within those larger umbrellas. In recent years, corporate Supervisory Officers and other members of the senior management team have been employed who, while not qualified teachers themselves, are instead experts in their respective fields but still within the educational sector specifically and/or public sector generally.

2. Student Discipline

Simply put, the *Education Act* currently allows for suspensions of any student, subject to certain conditions and/or mitigating factors as appropriately applied. Bill 197 permits the Lieutenant Governor to make regulations providing that students "in specified grades in elementary school shall not be suspended..., or that such suspensions may only occur in the prescribed circumstances". This is intended to affect students in grades K-3 (Ministry of Education Memorandum, July 8, 2020).

The suspension of students in this age and grade range is rare in the recent history of DPCDSB. This is because, in addition to progressive discipline measures that a Principal can impose that fall short of suspensions, such as in-school supervised removal from class, writing an apology letter or thought paper, among other things, DPCDSB has a broad variety of non-disciplinary tools at its disposal. These tools range from providing special support services, to safety exclusions combined with special support services in extreme cases. Again, these are non-disciplinary measures that are usually more appropriate than discipline for students in this age group.

A summary chart of suspensions specific to these grades at DPCDSB for the 2015/2016 to 2019/2020 school years is attached to this Report as Appendix C.

Regardless of the other tools available to the DPCDSB, clarification is required as to when such regulation(s) may be enacted so that school boards can adequately amend their policies, procedures and network systems to comply with the regulations, as well as prepare and deliver professional development to the system on the new requirements. Should any of the amendments require DPCDSB to incur additional costs, then it would be pursuant on the Ministry to provide the funding to support these changes.

3. Online Learning

Bill 197 proposes to amend the *Ontario Educational Communications Authority Act, 1990*, R.S.O. 1990, c. O. 12. As described in the Ministry of Education’s Memorandum to Directors of Education dated July 8, 2020, one purpose for the amendment is to allow the expansion of the role of TVO and TFO in distance learning “to position them to provide centralized support for online learning systems...”. Expanded roles may include “new online course content”. This is expected to “reduce barriers for students and make it easier for them to access high-quality online learning opportunities no matter where they live or go to school”. Consultation is expected with education partners this summer. Consideration should be made regarding the inclusion of Catholic content that is at least equal in quality and quantity to non-Catholic content.

THE FOLLOWING RECOMMENDATIONS ARE PROVIDED FOR CONSIDERATION:

1. THAT THE REPORT TO THE BOARD OF TRUSTEES, *PROVIDING INPUT TO THE ONTARIO CATHOLIC SCHOOL TRUSTEES’ ASSOCIATION (OCSTA) REGARDING BILL 197*, BE RECEIVED.,

2. THAT THE DRAFT LETTER ATTACHED TO THE REPORT, *PROVIDING INPUT TO THE ONTARIO CATHOLIC SCHOOL TRUSTEES’ ASSOCIATION (OCSTA) REGARDING BILL 197*, BE APPROVED BY THE BOARD OF TRUSTEES AND SENT BY THE CHAIR OF THE BOARD OF TRUSTEES TO OCSTA.

Prepared by: Margaret Beck, Counsel

Submitted by: Marianne Mazzorato, Ed.D., Director of Education

July 17, 2020

Patrick J. Daly, President
Ontario Catholic School Trustees' Association

Dear Patrick:

RE: Bill 197, *An Act to amend various statutes in response to COVID-19 and to enact, amend and repeal various statutes*

On behalf of the Dufferin-Peel Catholic District School Board (DPCDSB) Board of Trustees, I am writing in response to your memorandum dated July 8, 2020 in which you invited all Catholic school boards to provide comments on Bill 197, *An Act to amend various statutes in response to COVID-19 and to enact, amend and repeal various statutes* (Bill 197).

For ease of reference, in providing comments below, I have repeated the sections you used in the memorandum:

Education Act (Schedule 5)

Director of Education Qualifications: Currently, the *Education Act*, R.S.O. 1990, c. E.2 (*Education Act*) requires that the Director of Education be a supervisory officer who is a qualified teacher. Bill 197 proposes that the Director of Education would no longer have to meet those requirements.

In determining the long-term impact of this proposed change, the following should be considered:

- a. Whether the Government will impose new qualification requirements for Directors of Education, and if so, when. Until then, school boards need direction on how Boards of Trustees who are or will be in the recruitment process are to determine if an individual is qualified to be a Director of Education.
- b. Whether there will be consultation with school boards prior to any new qualification requirements being imposed.
- c. What the impact may be on the school community when decision making at the executive level lies with an individual who is not a qualified teacher, especially on matters such as Teacher Performance Appraisals and progressive discipline of students.
- d. What the right balance is between educational and business acumen as a quality of a Director of Education.

Elementary Student Discipline: Bill 197 permits the Lieutenant Governor to make regulations providing that students “in specified grades in elementary school shall not be suspended..., or that such suspensions may only occur in the prescribed circumstances”. This is intended to affect students in grades K-3 (Ministry of Education Memorandum, July 8, 2020). Clarification is required as to when such regulation(s) may be enacted so that school boards can adequately amend their policies, procedures and network systems to comply with the regulations, as well as prepare and deliver professional development to the system on the new requirements. Should any of the amendments require DPCDSB

to incur additional costs, then it would be pursuant on the Ministry to provide the funding to support these changes.

Ontario Educational Communications Authority Act and Ontario French-language Communications Authority Act (Schedules 14, 15)

Bill 197 proposes to amend the *Ontario Educational Communications Authority Act, 1990*, R.S.O. 1990, c. O. 12. As described in the Ministry of Education's Memorandum to Directors of Education dated July 8, 2020, one purpose for the amendment is to allow the expansion of the role of TVO and TFO in distance learning. Consideration should be made regarding the inclusion of Catholic content that is at least equal in quality and quantity to non-Catholic content.

Thank you for your continued efforts in the representation of member Boards in advocating changes to current and proposed legislation that impacts education and school board governance in Ontario.

Sincerely,

Sharon Hobin
Chair of the Board

cc: All Trustees

Executive Council

The content in Appendix B showing proposed changes to the Education Act by Bill 197 was authored by Gillian Tuck-Kutarna, Partner at Miller Thompson LLP. It is reproduced here with permission.

A. Director Qualifications

Existing Provision	Proposed Amendment
<p>s.11 (1) Subject to the approval of the Lieutenant Governor in Council, the Minister may make regulations in respect of schools or classes established under this Act, or any predecessor of this Act, and with respect to all other schools supported in whole or in part by public money,</p> <p>26. prescribing the powers, duties and qualifications, and governing the appointment of teachers, designated early childhood educators, supervisors, directors of education, supervisory officers, heads of departments, principals, superintendents, residence counsellors, school attendance counsellors and other officials;</p>	<p>26. prescribing the powers, duties and qualifications, and governing the appointment of teachers, designated early childhood educators, supervisors, supervisory officers, heads of departments, principals, superintendents, residence counsellors, school attendance counsellors and other officials</p> <p>26.0.1 prescribing the powers and duties and governing the appointment of directors of education;</p>
<p>Part XI Supervisory Officer</p>	<p>Part XI Directors of Education and Supervisory Officers</p>
<p>279 Every district school board shall, subject to the regulations, employ a supervisory officer as director of education and such other supervisory officers as it considers necessary to supervise all aspects of the programs under its jurisdiction.</p>	<p>279 (1) If qualifications for a director of education are required by the regulations, a board shall not appoint or employ a person as a director of education unless the person holds those qualifications.</p> <p>(2) The Minister may make regulations prescribing the qualifications for directors of education.</p>
<p>283 (1) A board shall not appoint or employ a person as a director of education unless the person is a supervisory officer who qualified as such as a teacher.</p>	<p>To be repealed</p>

B. Suspensions

Existing Provision	Proposed Amendment
<p>306 (1) A principal shall consider whether to suspend a pupil if he or she believes that the pupil has engaged in any of the following activities while at school, at a school-related activity or in other circumstances where engaging in the activity will have an impact on the school climate: . . .</p>	<p>306(1) Subject to a regulation made under clause 316(1.1)(a) a principal shall consider whether to suspend a pupil if he or she believes that the pupil has engaged in any of the following activities while at school, at a school-related activity or in other circumstances where engaging in the activity will have an impact on the school climate. . .</p>
<p>310 (1) A principal shall suspend a pupil if he or she believes that the pupil has engaged in any of the following activities while at school, at a school-related activity or in other circumstances where engaging in the activity will have an impact on the school climate:. . .</p>	<p>310 (1) Subject to a regulation made under clause 316(1.1)(a) a principal shall suspend a pupil if he or she believes that the pupil has engaged in any of the following activities while at school, at a school-related activity or in other circumstances where engaging in the activity will have an impact on the school climate:</p>
<p>316 (1) The Minister may make regulations,</p> <ul style="list-style-type: none"> (a) prescribing such matters as are required, or permitted, under this Part to be prescribed or to be done by regulation; (b) specifying when, during a school day, a suspension of a pupil is permitted to begin and to end; (c) governing actions to be taken by a principal who does not notify a parent or guardian of the pupil because of the circumstances described in subsection 300.3 (3); (d) setting out circumstances in which employees are not required to respond under section 300.4. <p>(2) A regulation under subsection (1) may impose different requirements on different classes of person, place or thing or in different circumstances.</p> <p>(3) A regulation under subsection (1) may provide that one or more provisions of this Part</p>	<p>316 (1) The Minister may make regulations,</p> <ul style="list-style-type: none"> (a) prescribing such matters as are required, or permitted, under this Part to be prescribed or to be done by regulation; (b) specifying when, during a school day, a suspension of a pupil is permitted to begin and to end; (c) governing actions to be taken by a principal who does not notify a parent or guardian of the pupil because of the circumstances described in subsection 300.3 (3); (d) setting out circumstances in which employees are not required to respond under section 300.4 <p>(1.1) The Lieutenant Governor in Council may make regulations,</p> <ul style="list-style-type: none"> (a) providing that pupils in specified grades in elementary school shall not be suspended under section 306 or 310, or

<p>or of the regulation does not apply to specified persons or in specified circumstances.</p>	<p>that such suspensions may only occur in the prescribed circumstances;</p> <p>(b) providing for transitional matters that are necessary or desirable in connection with a suspension that occurred under this Part before the day subsection 10 (1) of Schedule 5 to the <i>COVID-19 Economic Recovery Act, 2020</i> came into force.</p> <p>(2) A regulation under subsection (1) or (1.1) may impose different requirements on different classes of person, place or thing or in different circumstances.</p> <p>(3) A regulation under subsection (1) or (1.1) may provide that one or more provisions of this Part or of the regulation does not apply to specified persons or in specified circumstances.</p>
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Appendix C

DPCDSB K-3 SUSPENSIONS FROM 2015-2019

Suspension Type	Reason for Suspension	2015-16	2016-17	2017-18	2018-19	2019-20
Non-Disciplinary	Medical/Immunization	158	58	0	196	0
s.306 Suspension						
	Code of Conduct	85	85	113	139	98
	Bullying	1	3	1	5	2
	Total 306	86	88	114	144	100
s.310 Suspension Pending Possible Expulsion						
	Code of Conduct	1	1	3	0	0
	Assault...Med Prac.	1	0	0	0	0
	Sexual Assault	1	0	0	0	0
	Bullying	0	1	1	0	0
	Weapon	0	0	0	1	0
	Total 310	3	2	4	1	0
Total All Disciplinary Suspensions		89	90	118	145	100
Total All Suspensions		247	148	118	341	100